

REMARKS

Applicant respectfully requests reconsideration of the present application.

Claims 6-8, 11, 15, 28, 33, 37, 58 and 59 are pending in the application and claims 1-5, 9-10, 12-14, 16-27, 29-32, 34-36 and 38-57 have been previously cancelled. Therefore, after entry of the above amendments, claims 6-8, 11, 15, 28, 33, 37, 58 and 59 will remain pending in the application. Applicant believes that the present application is now in condition for allowance, which prompt and favorable action is respectfully requested.

Claim Rejections – 35 USC § 112

Claims 6-8, 11, 28 and 33 are rejected under 35 USC § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

Claims 6-8 and 11 stand rejected under 35 USC § 112, second paragraph as being incomplete for omitting essential structural cooperative relationships of elements. Specifically, the Examiner states that a structural cooperative relationship is omitted between the system and the header, in that, it is unclear how the system obtains the header. Claims 6-8 and 11 have been amended to recite that the header is generated by a first telephony infrastructure component. To distinguish the first telephony infrastructure component from the “at least one telephony infrastructure component” (the second element in the system), the “at least one telephony infrastructure component” has been further defined as “at least one *second* telephony infrastructure component” (emphasis added).

Claims 28 and 33 stand rejected under 35 USC § 112, second paragraph as claiming a hybrid that is both a method and an apparatus and, therefore does not define the invention in a manner contemplated by the second sentence of 35 USC § 112. Claims 28 and 33 have been amended to claim a virtual Internet Protocol (IP) endpoint component. The Applicant believes that all of the limitations that existed in claims 28 and 33 prior to the current amendment exist in the currently amended claim. In addition, Applicant believes that the components of the virtual IP endpoint component have a basis in the specification and, therefore, do not constitute new matter. If the Examiner believes that claims 28 and 33, as amended, fail to include all of the limitations defined by the previous claim language, the Applicant is willing to entertain an Examiner's Amendment to rectify the presumed omissions.

Therefore, based on amendments to the claims and the above remarks, Applicant respectfully requests that the Examiner withdraw the rejections of claims 6-8, 11, 28 and 33 as they relate to the rejections under 35 USC § 112, second paragraph.

CONCLUSION

In light of the amendments contained herein, Applicants submit that the application is in condition for allowance, for which early action is requested.

Please charge any fees or overpayments that may be due with this response to Deposit Account No. 17-0026.

Respectfully submitted,

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